

HOUSE BILL 2390

By McCord

AN ACT to amend Chapter 510 of the Private Acts of 1919; as amended by Chapter 264 of the Private Acts of 1959; and any other acts amendatory thereto, relative to the municipal court for the City of Alcoa.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 510 of the Private Acts of 1919; as amended by Chapter 264 of the Private Acts of 1959; and any other acts amendatory thereto, is amended in Article 8 by deleting Section 3 in its entirety and by substituting instead the following:

Section 3. Any person dissatisfied with the judgment of the City Judge, in any case or cases heard and determined by such Judge, may, within ten (10) days thereafter, excluding Sundays, appeal to the Circuit Court of Blount County upon giving bond in the amount of two hundred fifty dollars (\$250) for such person's appearance or the faithful prosecution of the appeal. As used in this section, "person" includes, but is not limited to, a natural person, corporation, business entity or the municipality.

SECTION 2. Chapter 510 of the Private Acts of 1919; as amended by Chapter 264 of the Private Acts of 1959; and any other acts amendatory thereto, is amended in Article 8 by deleting Section 6 in its entirety and by substituting instead the following:

Section 6. The City Judge, in all cases heard or determined by such Judge for offenses against the corporate laws and ordinances, shall tax in the bill of costs, whether court costs, litigation tax or other authorized fees, an amount not to exceed the same or similar item allowed in courts of General Sessions for work in state cases, and an additional amount for any tax(es) incurred upon the City by any governmental authority in relation to such matters. It shall be the

duty of the City Judge to collect and receipt for all fines, costs and forfeitures imposed by the City Judge, and the City Judge shall remit all fines, costs and forfeitures collected to the City Recorder. It shall be unlawful for any person or officer to collect or receipt for such fines, costs and forfeitures, but the City Judge may authorize the Chief of Police to collect and receipt for all fines, costs and forfeitures imposed by the City Judge for offenses against the laws and ordinances of the City.

It shall be the duty of the City Judge to keep or cause to be kept a record of all fines, costs and forfeitures assessed but uncollected, or the City Judge may authorize the Chief of Police to keep such records.

Costs in favor of any person paid a fixed salary by the City shall belong to the City, and be paid into the city treasury.

SECTION 3. Chapter 510 of the Private Acts of 1919; as amended by Chapter 264 of the Private Acts of 1959; and any other acts amendatory thereto, is amended in Article 8 by deleting Section 7 in its entirety and by substituting instead the following:

Section 7. The City Judge shall keep or cause to be kept a court docket or dockets embodying complete detailed records of all cases handled by the City Judge and may authorize the Chief of Police to maintain and keep such records.

SECTION 4. Chapter 510 of the Private Acts of 1919; as amended by Chapter 264 of the Private Acts of 1959; and any other acts amendatory thereto, is amended in Article 8 by deleting Section 8 in its entirety.

SECTION 5. This act shall have no effect unless it is approved by a two thirds (2/3) vote of the legislative body of the City of Alcoa. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and shall be certified by such presiding officer to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect upon being approved as provided in Section 5.